IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl.Misc.No.4754-M of 2007

DATE OF DECISION: MARCH 16, 2007

Manjit Kaur

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.R.S.Pathania, Advocate
for Mr.R.S.Manhas, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

...

Petitioner Manjit Kaur apprehending her arrest in a non-bailable offence in case FIR No.140 dated 15.11.2006 registered under Sections 420/467/468/471/120-B IPC at Police Station Division No.1, Pathankot, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

While issuing notice of motion on January 25, 2007, the arrest of the petitioner was stayed subject to her joining the investigation.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that petitioner Manjit Kaur is real sister of complainant Amarjit Kaur. In the aforesaid FIR, it has been alleged that the will dated 2.2.2005, allegedly executed by deceased Khazan Singh in favour of his brother-in-law Harbhajan Singh is forged document. It is stated that Khazan Singh had earlier executed a will on 28.12.2004 in favour of the complainant as well as the petitioner. Counsel contends that as far as the will dated 2.2.2005 is concerned, the petitioner has nothing to do and she was not a party to the said will nor a beneficiary. Counsel contends that the complainant is alleging that in a conspiracy the said will was forged by Harbhajan Singh. Counsel also contends that the allegations of complicity are totally false.

Counsel for the petitioner further contends that in terms of the interim order dated January 25, 2007, the petitioner has joined the investigation. This fact has not been disputed by the State counsel and he further on instructions from HC Tarlok Singh states that the petitioner is no more required for further investigation.

In view of the above, the interim order dated January 25, 2007 is made absolute.

Disposed of accordingly.

March 16, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE